

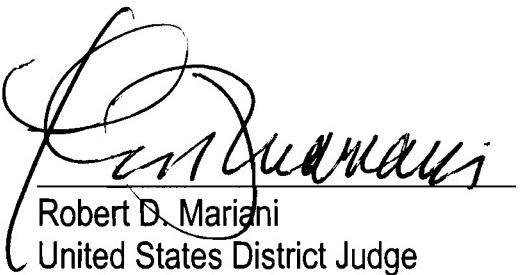
THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

THEODORE B. SAVAGE, :
Plaintiff, :
v. : 3:16-CV-295
PATRICK O'MALLEY, et al., : (JUDGE MARIANI)
Defendants. :

ORDER

AND NOW, THIS 12 DAY OF JANUARY, 2017, upon review of Magistrate Judge Mehalchick's Report & Recommendation, (Doc. 8), for clear error and manifest injustice, **IT IS HEREBY ORDERED THAT:**

1. The Report & Recommendation, (Doc. 8), is **ADOPTED**, for the reason stated therein.
2. Defendant's Motion to Dismiss for Failure to Prosecute, (Doc. 5), is **GRANTED**.
3. Plaintiff's Complaint, (Doc. 1), is **DISMISSED WITHOUT PREJUDICE**.
4. The Clerk of Court is directed to **CLOSE** this case.



Robert D. Mariani
United States District Judge